

IN RE: JOSE J ORTEGA MERCADO

Bkrcty. No. 11-01698-SEK

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Feb 28, 2011</u>	Meeting Date: <u>Mar 31, 2011</u>	DC Track No. <u>25</u>						
Days from petition date <u>31</u>	Meeting Time: <u>3:00 PM</u>							
910 Days before Petition <u>9/1/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date <u>Feb 28, 2011 Dkt.# 2</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>2nd</u> Bankruptcy petition.		Plan Base: <u>\$27,000.00</u>						
This is the <u>1st</u> Scheduled Meeting	Confirmation Hearing Date: <u>Apr 26, 2011</u>	Time: <u>9:00 AM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td>Total Paid In: <u>\$450.00</u></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount			Total Paid In: <u>\$450.00</u>	
Ck/MO No.	Date	Amount						
		Total Paid In: <u>\$450.00</u>						

I. Appearances: <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference			<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
<input checked="" type="checkbox"/> Debtor Present	<input checked="" type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath.			
Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present			
<input type="checkbox"/> Substitute attorney:	<input type="checkbox"/> Pro-se.		

II. Attorneys Fees as per R 2016(b) Statement		Attorney of record: <u>JOSE PRIETO CARBALLO*</u>	
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$106.00</u>	Outstanding: <u>\$2,894.00</u>	THROUGH THE PLAN

III. Trustee's will file Motion to Dismiss:	<input type="checkbox"/> For Failure to appear;	<input type="checkbox"/> For Failure to commence payments.
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IV. Trustee's Report on Confirmation & Status of §341 Meeting			
Debtor(s) Income is (are) <input checked="" type="checkbox"/> Under <input type="checkbox"/> Above Median Income.	Liquidation Value: <u>\$12,236.00</u>		
Commitment Period is <input checked="" type="checkbox"/> 36 <input type="checkbox"/> 60 months.	[§1325(b)(1)(B)] Gen. Unsecured Pool: <u>N/A</u>		
The Trustee <input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS Plan confirmation.			
§341 Meeting <input type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR ___ DAYS			
§341 Meeting Rescheduled for: _____			

V. Trustee's OBJECTIONS to Confirmation:			
<input checked="" type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input type="checkbox"/> INSUFFICIENTLY FUNDED	<input type="checkbox"/> To pay §507	<input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Failure to comply with Tax returns requirements. [§1308]		
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3)	<input type="checkbox"/> Unfair Discrimination §1322(a)(3)	

ADDITIONAL OBJECTIONS/ COMMENTS:

① Schedule D will be amended to correct the value of the property there in listed. The correct value is \$12,000. Debtor invested \$40,000.00 in fixing his home. Debtor will submit evidence of the value given to the property.

Schedule I will be amended to correct SS Benefit

/s/ José R. Carrión
Trustee

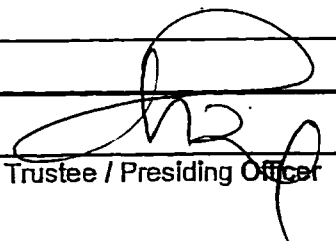
Presiding Officer

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Date: Mar 31, 2011

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ADDITIONAL OBJECTIONS / COMMENTS:

AmendmentSchedule J will be amended.Debtor failed to make March payment of
the mortgage.
Trustee / Presiding OfficerDate: March 31, 2011